



U.S. ENVIRONMENTAL PROTECTION AGENCY
REGION 10
1200 SIXTH AVENUE
SEATTLE, WASHINGTON 98101

JAN 12 1989

REPLY TO
ATTN OF: HW-112

bee: Rice
AIO - Thx
- pls ensure this
is in HWTMS
Crew

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

John Lavillette
Plant Industrial Engineer
Earle M. Jorgensen Co.
8531 East Marginal Way South
Seattle, Washington 98108

Re: Notice of Violation and Warning

Dear Mr. Lavillette:

This Notice of Violation and Warning (hereinafter "Notice") is being issued to your facility based on findings from an inspection conducted on June 1, 1988, by a representative of the United States Environmental Protection Agency (EPA). The inspection was performed to determine compliance with hazardous waste management regulations adopted by the EPA under the Resource Conservation and Recovery Act (RCRA). At the time of this inspection, the facility was not in compliance with the following RCRA requirements:

1. The facility did not provide notification of treatment standards to the designated treatment or storage facility for each shipment of waste regulated by the Land Disposal Restrictions. Specifically, the facility did not provide notification of treatment standards to the designated treatment facility for two manifested shipments of waste acid (Uniform Hazardous Waste Manifest Nos. 04037 and 04068). This is a violation of 40 CFR 268.7(a)(1).
2. The facility has not demonstrated whether the waste oil and sludge generated is hazardous or nonhazardous. Specifically, the facility has not determined if the waste generated in the recycling system for machine and lubricating oils is a hazardous waste, as identified in Subpart C of 40 CFR 261, by either testing or applying knowledge of hazardous characteristic of the waste in light of the materials or the processes used. This is a violation of 40 CFR 262.11(c).

Violation of RCRA or regulations promulgated thereunder are subject to administrative civil penalties under §3008 of RCRA [42 U.S.C. §6928]. Please advise this office in writing of the corrective measures you will take or have taken regarding the violations noted above. Your response must outline measures taken to prevent these violations from recurring. Such measures must include implementation of a program for the identification and management of any generated hazardous waste.

USEPA RCRA



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This written response is due within (30) days of receipt of this letter and should be addressed to Michael F. Gearheard, Chief, Waste Management Branch, at the above address. Failure to submit the request information within the time period specified may subject your company to additional enforcement action under §3008 of RCRA [42 U.S.C. §6928], including the assessment of civil penalties.

If you have any questions regarding these actions, you may contact Al Odmark at (206) 442-1886.

Sincerely,

A handwritten signature in cursive script that reads "Charles E. Findley". The signature is written in dark ink and is positioned above the printed name and title.

Charles E. Findley, Director
Hazardous Waste Division

cc: Julie Sellick, Ecology